

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Wolf-Georg FORSSMANN et al.

Serial No.: 09/582,328

Filed: June 23, 2000

For: SERINE PROTEINASE INHIBITORS

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371

Box PCT
Assistant Commissioner of Patents
Washington, D.C. 20231

Attention: APPLICATION BRANCH
MISSING REQUIREMENTS OF APPLICATION

Sir:

With respect to the above-identified national phase application, the following are filed herewith in response to the Notification of Missing Requirements under 35 U.S.C. 371, mailed July 13, 2000, copy attached.

- X Declaration in compliance with 37 C.F.R. §1.63 (2 sheets in total).
- X Assignment document with Cover Sheet and \$40.00 fee for Recordation of Assignment.
- X If a Petition for Extension of time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge and fees necessary under 37 CFR 1.17 (a) - (d) to Deposit Account No. 06-1358. The Commissioner is also authorized to charge payment of any other additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

Appln. No. 09/582,328

Respectfully submitted,

JACOBSON, PRICE, HOLMAN & STERN, PLLC

By



William E. Player

Reg. No. 31,409

400 Seventh Street, N.W.
Washington, D.C. 20004-2201
(202) 638-6666

Atty. Docket: P65678US0
Date: July 19, 2000
WEP/cmf

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UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

09/582328

U.S. APPLICATION NO.	FORSCHMANN	FIRST NAMED APPLICANT	W	ATTY DOCKET NO. 5678	150
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000136
JACOBSON PRICE HOLMAN & STERN
THE JENIFER BUILDING
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INTERNATIONAL APPLICATION NO. PCT/EP/98/08424	
I.A. FILING DATE 12/23/98	PRIORITY DATE 12/23/97

07/13/00

DATE MAILED:

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1 The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as:

- ☐ a Designated Office (37 CFR 1.494),
- ☒ an Elected Office (37 CFR 1.495):
- ☒ U.S. Basic National Fee
- ☒ Copy of the international application in:
 - ☒ a non-English language.
 - ☐ English
- ☒ Translation of the international application into English.
- ☐ Oath or Declaration of inventor(s) for DO/EO/US
- ☐ Copy of Article 19 amendments.
- ☐ Translation of Article 19 amendments into English.
- ☐ The International Preliminary Examination Report in English and its Annexes, if any.
- ☐ Translation of Annexes to the International Preliminary Examination Report into English.
- ☒ Preliminary amendment(s) filed 23 June 2000 and _____
- ☐ Information Disclosure Statement(s) filed _____ and _____
- ☐ Assignment document
- ☐ Power of Attorney and/or Change of Address.
- ☐ Substitute specification filed _____
- ☐ Statement Claiming Small Entity Status.
- ☒ Priority Document
- ☒ Copy of the International Search Report ☒ and copies of the references cited therein.
- ☐ Other: _____

JACOBSON, PRICE, HOLMAN & STERN, PL
Response Due On Or Before
08 13 2000
Month Day Year

2 The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
 - ☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
- ☐ b Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
- ☒ c Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
 - ☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
- ☐ d Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3 Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

- 4 Translation of the Annexes MUST be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.
- 5 ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

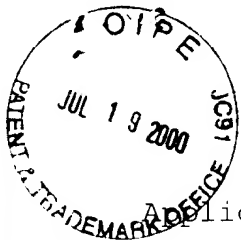
Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation
☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Antia Johnson
Telephone: (703) 305-3661



DEP & REF
RM # 307
1652

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Serial No.: 09/582,328

Filed: June 23, 2000

For: SERINE PROTEINASE INHIBITORS

RECEIVED

OCT 04 2000

TECH CENTER 1600/2900

TRANSMITTAL OF SMALL ENTITY
DECLARATION AND REQUEST FOR REFUND

Assistant Commissioner of Patents
Washington, D.C. 20231

Attention: REFUND SECTION, ACCOUNTING
DIVISION, OFFICE OF FINANCE

Sir:

Submitted herewith is a Small Entity Declaration, establishing small entity status for the captioned application. In view of Manual of Patent Examining Procedure (MPEP) 509.03, refund of the excess fee paid on **June 23, 2000**, is respectfully requested. Please credit a refund in the amount of **\$485.00** to undersigned Counsel's Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

09/07/2000 FSMITH 00000002 09582328

01 FC:971 420.00 OP

Respectfully submitted,

JACOBSON, PRICE, HOLMAN & STERN

Adjustment date: 09/07/2000 FSMITH
06/30/2000 WCLAYBRO 00000154 09582328
01 FC:970 -840.00 OP

By

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Adjustment date: 09/07/2000 FSMITH
06/30/2000 WCLAYBRO 00000154 09582328
02 FC:134 -130.00 OP

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Date: July 19, 2000
WEP/cmf

09/07/2000 FSMITH 00000003 09582328

01 FC:254 65.00 OP